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13 *Attorneys for Defendant Einstein and Noah Corp. DBA*
 14 *Einstein Bros Bagels*

15 **UNITED STATES DISTRICT COURT**
 16 **DISTRICT OF NEVADA**

17 Kevin Zimmerman, and individual,
 18 Plaintiff,
 19

20 vs.
 21 Einstein and Noah Corp. Dba Einstein Bros
 22 Bagels,
 23 Defendant.

Case No. 2:17-cv-00935-JCM-VCF

STIPULATION AND ORDER FOR
EXTENSION TO RESPOND TO
COMPLAINT
(THIRD REQUEST)

24 Plaintiff Kevin Zimmerman (“Plaintiff”) and Defendant Einstein and Noah Corp. d/b/a
 25 Einstein Bros. Bagels (“Einstein”) by and through their undersigned counsel (collectively the
 26 “Parties”), for good cause shown, hereby stipulate and agree to extend Einstein’s deadline to
 27 respond to Plaintiff’s Complaint [Doc #1] to August 2, 2017. This is the Parties’ third and final
 28 extension request.

29 Pursuant to Federal Rule of Civil Procedure 6(b)(1) and Local Rule 6-1, there exists good
 30 cause to grant this extension to respond for the following reasons:

- 31 1. Plaintiff served the Complaint and Summons on Einstein on April 13, 2017.
- 32 2. The Parties previously stipulated to extend Einstein’s response deadline, and
 33 Einstein’s response is currently due July 3, 2017.
- 34 3. Einstein needs the requested time to evaluate Plaintiff’s allegations as well as the
 35 possibility of early resolution options. Specifically, Einstein’s evaluation of Plaintiff’s allegations

1 involves site inspections of the relevant property, and Einstein needs additional time to
2 investigate sufficiently. Furthermore, Einstein's representatives involved in case evaluation have
3 had previously-scheduled vacations that have interfered with the current deadline to respond.

4 4. The Parties agreed to the extension requested herein.

5 5. This stipulated extension request is sought in good faith and is not made for the
6 purpose of delay.

7 Therefore, the Parties jointly agree to extend Einstein's deadline to respond to Plaintiff's
8 Complaint to August 2, 2017.

9 DATED: JUNE 26, 2017

DATE: JUNE 26, 2017

10 THE WILCHER FIRM

SNELL & WILMER L.L.P.

11 BY: /s/ Whitney C. Wilcher
12 Whitney C. Wilcher
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14 Suite 111-236
15 Las Vegas, Nevada 89117

16 Attorneys for Plaintiff Kevin Zimmerman

By: /s/ Michael Paretti

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Michael Paretti
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17 Attorneys for Defendant Einstein and Noah
18 Corp.

ORDER

19 **IT IS ORDERED** that Einstein shall respond to Plaintiff's Complaint by August 2, 2017.

20 DATED: _____ June 27 _____, 2017.

21 Respectfully submitted,

22 SNELL & WILMER L.L.P.

23 By: /s/ Michael Paretti
24 Kelly H. Dove
25 Michael Paretti
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UNITED STATES MAGISTRATE JUDGE